

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

ALBERT L. GRAY, Administrator, et al.,
Plaintiffs

v.

JEFFREY DERDERIAN, et al.,
Defendants

C.A. No. 04-312L

**ANSWER OF THE DEFENDANTS PAUL WOOLNOUGH, MANIC MUSIC
MANAGEMENT INC. AND KNIGHT RECORDS, INC. TO THE MASTER
COMPLAINT OF THE SUPERIOR COURT PLAINTIFFS' STEERING COMMITTEE**

The Defendants Paul Woolnough, Manic Music Management Inc., and Knight Records, Inc. (sometimes collectively referred to as "These Defendants") hereby respond to the numbered paragraphs of the Master Complaint of the Superior Court Plaintiffs' Steering Committee (the "Master Complaint") in accordance with Fed. R. Civ. P. 8 and 12 as follows:

Introduction

The allegations of this Introduction consist of conclusions of law and characterizations that require no response. To the extent that a response is required, the allegations are denied.

PARTIES

Plaintiffs

1. – 226. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to individuals other than The Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be

found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

227. – 270. The Plaintiffs' have "reserved" paragraphs 227 through 270, and therefore These Defendants cannot respond to them at this time.

GENERAL ALLEGATIONS AS TO ALL DEFENDANTS

271. To the extent that the allegations of this paragraph concern any acts or omissions of These Defendants (or are otherwise directed toward some or all of them), the allegations are denied.

JEFFREY DERDERIAN

272. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

273. – 279 These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT I
JEFFREY DERDERIAN – NEGLIGENCE

280. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

281. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the

extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT II
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

282. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

283. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

MICHAEL DERDERIAN

284. - 286. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT III
MICHAEL DERDERIAN - NEGLIGENCE

287. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

288. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT IV
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

289. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

290. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

DERCO, LLC

291. – 293. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT V
DERCO, LLC - NEGLIGENCE

294. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

295. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

296. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

297. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

HOWARD JULIAN

298. – 299. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be

found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT VI
HOWARD JULIAN - NEGLIGENCE

300. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

301. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT VII
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

302. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

303. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

TRITON REALTY LIMITED PARTNERSHIP

304. – 307. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT VIII
TRITON REALTY LIMITED PARTNERSHIP - NEGLIGENCE

308. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

309. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT IX
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

310. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

311. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the

extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

TRITON REALTY, INC.

312. – 315. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT X
TRITON REALTY, INC. - NEGLIGENCE

316. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

317. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XI
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

318. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

319. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

RAYMOND J. VILLANOVA

320. – 323. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XII
RAYMOND J. VILLANOVA - NEGLIGENCE

324. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

325. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XIII
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

326. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

327. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

JACK RUSSELL

328. These Defendants admit that Jack Russell is a resident of California and performed as the lead singer on the Great White Tour on February 20, 2003. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed towards some or all of them), the allegations are denied.

329. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or

relate to any acts or omissions of These Defendants (or be otherwise directed towards some or all of them), the allegations are denied.

330. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed towards some or all of them), the allegations are denied.

331. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed towards some or all of them), the allegations are denied.

COUNT XIV
JACK RUSSELL - NEGLIGENCE

332. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

333. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed towards some or all of them), the allegations are denied.

COUNT XV
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

334. In response to the allegations of the first sentence of this paragraph, These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the remaining allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed towards some or all of them), the allegations are denied.

JACK RUSSELL TOURING, INC.

335. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

336. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

337. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

338. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

339. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XVI
JACK RUSSELL TOURING, INC. - NEGLIGENCE

340. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

341. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants

other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XVII
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

342. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

343. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

PAUL WOOLNOUGH

344. These Defendants admit that Paul Woolnough is a resident of the State of California, and a principal of Knight Records, Inc. and Manic Music Management, Inc. These Defendants deny the remaining allegations of this paragraph.

345. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

346. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

347. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

COUNT XVIII
PAUL WOOLNOUGH - NEGLIGENCE

348. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

349. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

COUNT XIX
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

350. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

351. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

MANIC MUSIC MANAGEMENT, INC.

352. These Defendants admit that Manic Music Management, Inc. is a corporation organized under the laws of California. These Defendants deny the remaining allegations of this paragraph.

353. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

354. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

355. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

COUNT XX
MANIC MUSIC MANAGEMENT, INC. - NEGLIGENCE

356. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

357. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

COUNT XXI
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

358. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

359. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

KNIGHT RECORDS, INC.

360. These Defendants admit that Knight Records, Inc. is a corporation organized under the laws of California. These Defendants deny the remaining allegations of this paragraph.

361. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

362. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

363. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

COUNT XXII
KNIGHT RECORDS, INC. - NEGLIGENCE

364. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

365. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

COUNT XXIII
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

366. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

367. The allegations of this paragraph are conclusions of law to which no response is required. To the extent that a response is required, These Defendants deny the allegations of this paragraph.

DANIEL BICHELE

368. These Defendants admit that Daniel Biechele is a resident of the State of California and was the tour manager of the Great White Tour. These Defendants deny that Mr. Biechele was ever an agent of or for Knight Records, Inc. or Manic Music Management, Inc. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

369. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

370. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

371 These Defendants deny that Mr. Biechele was ever an agent of or for Knight Records, Inc. or Manic Music Management, Inc. These Defendants are without knowledge or

information sufficient to form a belief as to the truth of the remaining allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the remaining allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXIV
DANIEL BICHELE - NEGLIGENCE

372. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

373. These Defendants deny that Mr. Biechele was ever an agent of or for Knight Records, Inc. or Manic Music Management, Inc. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the remaining allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXV
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

374. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

375. These Defendants deny that Mr. Biechele was ever an agent of or for Knight Records, Inc. or Manic Music Management, Inc. These Defendants are without knowledge or

information sufficient to form a belief as to the truth of the remaining allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the remaining allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

ANHEUSER-BUSCH, INCORPORATED AND
ANHEUSER-BUSCH COMPANIES, INCORPORATED

376. – 384. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

ANHEUSER-BUSCH - NEGLIGENCE

385. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

386. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

MCLAUGHLIN & MORAN

387. – 392. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

MCLAUGHLIN & MORAN, INC. - NEGLIGENCE

393. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

394. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

WHJY, INC.

395. – 401. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

WHJY, INC. - NEGLIGENCE

402. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

403. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

CLEAR CHANNEL BROADCASTING, INC.

404. – 407. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXVI

CLEAR CHANNEL BROADCASTING, INC. - NEGLIGENCE

408. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

409. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or

relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

DENIS P. LAROCQUE, ANTHONY BETTENCOURT AND DIANE DERUOSI, IN HER CAPACITY AS TREASURER OF THE TOWN OF WEST WARWICK

410. – 424. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXVII
DIANE DERUOSI, IN HER CAPACITY AS TREASURER OF THE TOWN OF WEST WARWICK - NEGLIGENCE

425. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

426. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXVIII
DENIS P. LAROCQUE, FIRE INSPECTOR - NEGLIGENCE

427. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

428. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXIX
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

429. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

430. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXX
ANTHONY BETTENCOURT - NEGLIGENCE

431. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

432. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or

relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

STATE OF RHODE ISLAND AND
IRVING J. OWENS, FIRE MARSHAL

433. – 435. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXXI
STATE OF RHODE ISLAND - NEGLIGENCE

436. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

437. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXXII
IRVING J. OWENS - NEGLIGENCE

438. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

439. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

BRIAN BUTLER

440. – 443. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXXIII
BRIAN BUTLER - NEGLIGENCE

444. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

445. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

LIN TELEVISION CORPORATION

446. – 449. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXXIV
LIN TELEVISION CORPORATION - NEGLIGENCE

450. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

451. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

CBS BROADCASTING, INC. D/B/A WPRI – CHANNEL 12

452. – 455. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXXV
CBS BROADCASTING, INC. - NEGLIGENCE

456. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

457. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

BARRY H. WARNER

458. – 463. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXXVI
BARRY H. WARNER - NEGLIGENCE

464. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

465. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or

relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXXVII
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

466. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

467. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

LUNA TECH, INC. – NEGLIGENCE

468. – 471. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXXVIII
LUNA TECH, INC. – STRICT LIABILITY

472. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

473. – 476. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XXXIX
HIGH TECH SPECIAL EFFECTS, INC. - NEGLIGENCE

477. – 480. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XL
HIGH TECH SPECIAL EFFECTS, INC.
STRICT LIABILITY

481. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

482. – 485. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XLI
AMERICAN FOAM CORPORATION - NEGLIGENCE

486. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

487. – 491. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XLII
AMERICAN FOAM CORPORATION
STRICT LIABILITY

492. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

493. – 496. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XLIII
LEGGETT & PLATT INCORPORATION - NEGLIGENCE

497. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

498. – 501. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XLIV
LEGGETT & PLATT CORPORATION
STRICT LIABILITY

502. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

503. – 506. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XLV
L & P FINANCIAL SERVICES CO. - NEGLIGENCE

507. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

508. – 510. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be

found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XLVI
L&P FINANCIAL SERVICES CO. – STRICT LIABILITY

511. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

512. – 515. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XLVII
GENERAL FOAM CORPORATION - NEGLIGENCE

516. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

517. – 519. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XLVIII
GENERAL FOAM CORPORATION – STRICT LIABILITY

520. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

521. – 524. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT XLIX
GFC FOAM, LLC - NEGLIGENCE

525. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

526. – 529. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT L
GFC FOAM, LLC – STRICT LIABILITY

530. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

531. – 534. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LI
FOAMEX LP – SUCCESSOR LIABILITY FOR GENERAL FOAM CORPORATION

535. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

536. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LII
FOAMEX INTERNATIONAL, INC. - NEGLIGENCE

537. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

538. – 541. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be

found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LIII
FOAMEX INTERNATIONAL, INC. – STRICT LIABILITY

542. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

543. – 546. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LIV
FMXI, INC. – LIABILITY AS GENERAL PARTNER

547. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

548. - 549 These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LV
PMC, INC.

550. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

551. - 552 These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LVI
PMC GLOBAL, INC.

553. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

554. – 555. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

JBL INCORPORATED F/K/A JAMES B. LANSING SOUND
INCORPORATED D/B/A JBL PROFESSIONAL - NEGLIGENCE

556. – 564. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is

required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LVII
JBL INCORPORATED – STRICT LIABILITY

565. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

566. – 569. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

ESSEX INSURANCE COMPANY, MULTI-STATE INSPECTIONS, INC. AND HIGH
CALIBER INSPECTIONS, INC.

570. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

571. – 575. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

ESSEX INSURANCE COMPANY – NEGLIGENCE

576. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

577. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LVIII
MULTI-STATE INSPECTIONS, INC. - NEGLIGENCE

578. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

579. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LIX
HIGH CALIBER INSPECTIONS, INC. - NEGLIGENCE

580. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

581. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants

other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

**UNDERWRITERS AT LLOYD'S, LONDON AND
GRESHAM & ASSOCIATES OF R.I., INC.**

582. – 587. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

UNDERWRITERS AT LLOYD'S, LONDON – NEGLIGENCE

588. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

589. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

**COUNT LX
GRESHAM & ASSOCIATES OF R.I., INC. - NEGLIGENCE**

590. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

591. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

FOUR SEASONS COACH LEASING, INC.

592. – 595. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LXI
FOUR SEASONS COACH LEASING, INC. - NEGLIGENCE

596. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

597. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LXII
VIOLATION OF RHODE ISLAND GENERAL LAWS
TITLE 9, CHAPTER 1, SECTION 2

598. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

599. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of this paragraph be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LXIII
“JOHN DOE” DEFENDANTS - NEGLIGENCE

600. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

601. – 605. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

COUNT LXIV
“JOHN DOE” DEFENDANTS – STRICT LIABILITY

606. These Defendants repeat and incorporate by reference herein their responses to all prior paragraphs of the Master Complaint.

607. – 610. These Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of these paragraphs, which are either (i) directed to defendants other than These Defendants, or (ii) conclusions of law to which no response is required. To the extent that a response is required, should the allegations of these paragraphs be found to concern or relate to any acts or omissions of These Defendants (or be otherwise directed toward some or all of them), the allegations are denied.

AFFIRMATIVE DEFENSES

FIRST AFFIRMATIVE DEFENSE

These Defendants assert the affirmative defense that the Complaint fails to state any claim against These Defendants upon which any relief, whether compensatory, exemplary, punitive, or otherwise can be granted.

SECOND AFFIRMATIVE DEFENSE

If the Plaintiffs should prove that injuries and damages were sustained as alleged, such injuries and damages resulted from acts or omissions of third parties over whom These Defendants had no control or right of control.

THIRD AFFIRMATIVE DEFENSE

While These Defendants deny the allegations of the Plaintiffs with respect to negligence, statutory liability, strict liability, injury and damages, to the extent that the Plaintiffs may be able to prove the same, they were the result of intervening and/or interceding acts or superseding negligence on the part of third parties over which These Defendants had neither control nor right of control.

FOURTH AFFIRMATIVE DEFENSE

These Defendants state that, if the Plaintiffs suffered injuries or damages, as alleged, such injuries or damages were caused by some person(s) or entity(ies) for whose conduct These Defendants were not and are not legally responsible.

FIFTH AFFIRMATIVE DEFENSE

These Defendants did not act individually or engage in concert of action with any one or more of the other defendants herein for the purpose of accomplishing an unlawful purpose or to accomplish some purpose, not in and of itself unlawful, by unlawful means. Nor did These Defendants join in or participate in any joint venture with any one or more of the other defendants herein. Accordingly, the Plaintiffs cannot recover against These Defendants under theories of civil conspiracy or joint venture liability.

SIXTH AFFIRMATIVE DEFENSE

The damages, if any, recovered by the Plaintiffs from These Defendants from the decedent's alleged wrongful death are prescribed and limited by the provisions of R.I. Gen. Laws §§ 10-7-1 through 10-7-4.

SEVENTH AFFIRMATIVE DEFENSE

The Plaintiffs' claims are time-barred by the applicable Statute(s) of Limitations.

EIGHTH AFFIRMATIVE DEFENSE

These Defendants assert the affirmative defense that to the extent the Plaintiffs seek to impose punitive damages, any such claim for punitive damages would be unconstitutional under the United States Constitution and applicable provisions of the Rhode Island State Constitution and unlawful under applicable State statutes to the extent that, among other things: (1) These Defendants' liability for punitive damages and the appropriate amount of punitive damages are

not required to be established by clear and convincing evidence; (2) punitive damages are sought to be awarded without bifurcating the trial of all punitive damages issues; (3) any award of punitive damages is sought with no predetermined limit, such as a maximum multiple of compensatory damages or a maximum amount on the amount of punitive damages that the court or a jury may impose; (4) any award of punitive damages is based on anything other than These Defendants' alleged conduct in connection with the events at issue in this lawsuit; or (5) an award of punitive damages is sought for the purpose of compensating the Plaintiffs for elements of damage not otherwise recognizable by applicable State law.

JURY DEMAND

These Defendants demand a trial by jury on all issues so triable.

WHEREFORE, Defendants Paul Woolnough, Manic Music Management, Inc. and Knight Records, Inc. respectfully request that:

- A. the Plaintiffs' Complaint be dismissed with prejudice as to Defendants Paul Woolnough, Manic Music Management, Inc. and Knight Records, Inc.;
- B. Plaintiffs' demands for relief against Defendants Paul Woolnough, Manic Music Management, Inc. and Knight Records, Inc. be denied in every respect; and

C. the Court grant such other and further relief as may be just, proper and equitable.

Paul Woolnough, Manic Music Management, Inc.;
and Knight Records, Inc.

By their Attorneys,

Fred A. Kelly, Jr. (by R+S)
Randall L. Souza

Fred A. Kelly, Jr. (#4553)
Randall L. Souza (#4082)
Ian C. Ridlon (#5524)
NIXON PEABODY LLP
One Citizens Plaza
Providence, RI 02903
(401) 454-1000
(401) 454-1030 (Fax)

Edwin F. McPherson (by R+S)

Edwin F. McPherson (Admitted *Pro Hac Vice*)
McPHERSON & KALMANSOHN, LLP
1801 Century Park East, 24th Floor
Los Angeles, CA 90067
(310) 553-8833
(310) 553-9233 (Fax)

Dated: September 22, 2004

CERTIFICATION OF SERVICE

I hereby certify that on the 22nd day of September, 2004, I mailed a true copy of the within Answer of the Defendants Paul Woolnough, Manic Music Management, Inc. and Knight Records, Inc. to the Master Complaint of the Superior Court Plaintiffs' Steering Committee via first-class mail, postage prepaid to all counsel of record listed on attached service list.

Collette Palmer